

S/N 10/648,590

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ricky W. Purcell et al.

Examiner: Aaron F. Roane

Serial No.: 10/648,590

Group Art Unit: 3739

Filed: August 25, 2003

Docket: 1443.053US1

Title: COLD PACK

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 12, 2006, of the Examiner rejecting claims 6, 7, 10-12, 14-16, 29-31, 34 and 36 of the above-identified patent application.

No extension of time is necessary to respond to the Examiner's rejection.

A Notice of Appeal was filed on June 26, 2006, with the fee of \$500.00. Since a final Board decision has not been made on this prior appeal, Applicants respectfully request that the previously paid fee be applied to this Notice of Appeal, in accordance with MPEP 1204.01.

Respectfully submitted,

RICKY W. PURCELL ET AL.

By Applicants' Attorneys,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(262) 646-7009

Date

01-19-2007

By

Andrew Peret

Andrew R. Peret

Reg. No. 41,246

I hereby certify that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 19, 2007.

CANDIS BUENDING

Name

Andrew Peret
Signature